

From: Burrows Family
To: Microsoft ATR
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Subject: Microsoft Settlement

Microsoft has continued its abusive anti-competitive practices by incorporating into Windows/XP a streaming audio-visual display product. This streaming product is intended to compete with RealNetworks product which had been rapidly gaining marketshare before the advent of WindowsXP.

Having been proved a monopolist (which abused its market position to force the Netscape Navigator web-browser out of the market by including its own Windows Explorer into the Windows operating system) which distorted the market in its packaging of Windows 98, Microsoft has yet to change its behavior -- in spite of the court's findings. The solution suggested by the Department of Justice as a settlement provides for no change to this behavior, and provides no punishment for repetitions of past behavior. It requires no change to Windows/XP. It treats the retail cost of software distributed by Microsoft as if it were the real cost incurred by Microsoft in manufacture and distribution.

The Court must set substantive and enforceable limits on Microsoft's behavior. The Court must order Microsoft to make whole its damage to Netscape and to Real Networks; and to cease its packaging abuses in Windows 98 and Windows/XP by unbundling its browser and streaming software as separate installable (or uninstallable) products, purchased separately.

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